



#41 Sub. patent
10/01
K. F. Kuller

500.33218CR2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Y. TONOMURA, et al

Serial No.: 09/625,508

Filed: July 25, 2000

For: COMMUNICATION METHOD OF SUPPLYING INFORMATION IN
INTELLIGENT NETWORK AND APPARATUS THEREFOR

Group: 2675

Attention: Missing Parts

SUBMISSION OF LETTERS PATENT

Assistant Commissioner
for Patents
Washington, D.C. 20231

October 23, 2002

Sir:

Applicants herewith submit and surrender the attached original Letters Patent
in connection with the above-referenced Reissue application.

Respectfully submitted,



Carl I. Brundidge
Registration No. 29,621
ANTONELLI, TERRY, STOUT & KRAUS, LLP

CIB/jdc
Attachment
703/312-6600



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Group: 2675

Attention: Missing Parts

SUBMISSION OF OFFER TO SURRENDER AND CONSENT OF ASSIGNEE

Assistant Commissioner
for Patents
Washington, D.C. 20231

October 23, 2002

Sir:

Applicants herewith submit Reissue Application by Inventor Offer to
Surrender Patent and Consent of Assignee properly executed in connection with the
above-referenced Reissue application.

Respectfully submitted,

Carl I. Brundidge
Registration No. 29,621
ANTONELLI, TERRY, STOUT & KRAUS, LLP

CIB/jdc
Attachment
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Attention: Missing Parts

SUBMISSION OF REISSUE DECLARATION UNDER 37 CFR §1.175

Assistant Commissioner
for Patents
Washington, DC 20231

October 23, 2002

Sir:

In the matter of the above-identified application, please find attached hereto a Reissue Declaration for submission under 37 CFR §1.175, executed by each of the inventors in the above-identified application.

To the extent necessary, applicants petition for an extension of time under 37 C.F.R. section 1.136. Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 01-2135 (Case No. 500.33218CR2) and please credit any excess fees to such Deposit Account.

Respectfully submitted,

Carl I. Brundidge
Registration No. 29,621
ANTONELLI, TERRY, STOUT & KRAUS, LLP

(703) 312-6600
CIB/jdc



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION BY THE INVENTOR,
OFFER TO SURRENDER PATENT

Docket Number (Optional)

500.33218CR2

This is part of the application for a reissue patent based on the original patent identified below.

Name of Patentee(s) Yukiko TONOMURA, et al.	
Patent Number 5,809,119	Date Patent Issued September 15, 1998
Title of invention COMMUNICATION METHOD OF SUPPLYING INFORMATION IN INTELLIGENT NETWORK AND APPARATUS THEREFOR	

I am the inventor of the original patent.

I offer to surrender the original patent.

1. Filed herein is a certificate under 37 CFR 3.73(b).
2. Ownership of the patent is in the inventor(s), and no assignment of the patent has been made.

One of boxes 1 or 2 above must be checked.

The written consent of all assignees owning an undivided interest in the original patent is included in this application for reissue.

Signature	Date
-----------	------

Typed or printed name

The assignee owning an undivided interest in said original patent is HITACHI, LTD., and the assignee consents to the accompanying application for reissue.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

Name of assignee

HITACHI, LTD.

Signature of person signing for assignee 	Date <i>Nov. 2, 2000</i>
--	-----------------------------

Typed or printed name and title of person signing for assignee

Yasuo Sakuta

Executive Managing Director

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Attachment to PTO/SB/51 (12-97) Reissue Application Declaration by the Inventor

At least one error upon which reissue is based is described as follows:

During review of the specification and claims of U.S. Patent No. 5,809,119, subsequent to its issuance, it was found that the claims thereof were unduly limited in that they called for imitations not necessary to the patentable invention as disclosed.

Specifically, it was discovered that an error arose during prosecution of U.S. Patent Application Serial No. 08/670,774, filed June 20, 1996 from U.S. Patent No. 5,809,119 issued on September 15, 1998, due to the failure of the inventors and that of the Japanese Agents to fully appreciate and recognized that the invention could have been claimed more broadly. More particularly, the error occurred due to the fact that the claims could have been broadened to recite a method and communication terminal for conducting an information providing service in a network wherein an identifier of an information provider terminal and a service start time indicating a time to start an information providing service can be stored in a database at the information providing service, a current time is compared with the service start time, and information can be provided from the information provider terminal to a user based on the identifier, when the service start time corresponds to the current time.

CLAIM OF PRIORITY:

Under the provision of title 35, United States Code, Section 119, we reaffirm our claim for priority based upon Japanese Patent Application No. 05-244252, filed in Japan on September 30, 1993, a certified copy of which document and a claim for priority based thereon having been filed in U.S. Application Serial No. 08/314,373, filed September 28, 1994, which matured as U.S. Patent No. 5,590,180.

Under the provision of title 35, United States Code, Section 120, we hereby claim the benefit of U.S. application Serial No. 08/314,373, filed September 28, 1994, now U.S. Patent No. 5,590,180 with respect to U.S. application Serial No. 08/670,774, filed June 20, 1996, now U.S. Patent No. 5,809,119 upon which the present Reissue application has been filed, insofar as the subject matter of each of the claims of the present Reissue application is not disclosed in the prior U.S. applications in the manner provided by the first paragraph of title 35, United States Code, Section 112, we hereby acknowledge the duty to disclose material information as defined in title 37, Code of Federal Regulation Section 1.56 which occurred between the filing of the prior U.S. application and the filing of the present Reissue application.



UNITED STATES PATENT AND TRADEMARK OFFICE

KM
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/625,508	07/25/2000	Yukiko Tonomura	500.33218CR2

020457
ANTONELLI TERRY STOUT AND KRAUS
SUITE 1800
1300 NORTH SEVENTEENTH STREET
ARLINGTON, VA 22209



CONFIRMATION NO. 7562
FORMALITIES LETTER



OC00000008831346

Date Mailed: 09/23/2002

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is insufficient.
Applicant must submit \$ 22.37 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Additional claim fees of **\$468** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

10/28/2002 TLUU11 00000010 012135 09625508

SUMMARY OF FEES DUE:

01 FC:1004	72.37	OP
02 FC:1051	130.00	OP
03 FC:1204	86.00	CH
		418.00

Total additional fee(s) required for this application is **\$620.37** for a Large Entity

- **\$22.37** Statutory basic filing fee.

- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$468**
 - **\$468** for 6 independent claims over 3.

R. Rawls *A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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09/625,508	07/25/2000	Yukiko Tonomura	500.33218CR2

020457
ANTONELLI TERRY STOUT AND KRAUS
SUITE 1800
1300 NORTH SEVENTEENTH STREET
ARLINGTON, VA 22209

CONFIRMATION NO. 7562
FORMALITIES LETTER
OC00000008831346
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Date Mailed: 09/23/2002

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Filing Date Granted

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- \$22.37 Statutory basic filing fee.

- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$468**
 - **\$468 for 6 independent claims over 3.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY